

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION

B.C. MONEY, SR., # 184159,	)	
	)	
Petitioner,	)	
	)	
v	)	Civil Action No.1:08cv228-WKW
	)	(WO)
HENRY COUNTY, ALABAMA, <i>et al.</i> ,	)	
	)	
Respondents.	)	

**RECOMMENDATION OF THE MAGISTRATE JUDGE**

On June 5, 2008 (Doc. No. 19), petitioner B.C. Money, Sr., filed a motion styled as a “Petition to Withdraw All Motions,” in which he requests that he be allowed to withdraw his petition for habeas corpus relief under 28 U.S.C. § 2254 so that he might first exhaust any remedies available to him in the state courts.

**CONCLUSION**

Accordingly, it is the RECOMMENDATION of the Magistrate Judge that:

1. The “Petition to Withdraw All Motions” (Doc. No. 19) be  
GRANTED; and
2. This action be DISMISSED without prejudice.

It is further

ORDERED that the parties shall file any objections to this Recommendation on or before June 30, 2008. A party must specifically identify the findings in the Recommendation to which objection is made; frivolous, conclusive, or general objections

will not be considered. Failure to file written objections to the Magistrate Judge's proposed findings and recommendations shall bar a party from a de novo determination by the District Court of issues covered in the Recommendation and shall bar the party from attacking on appeal factual findings accepted or adopted by the District Court except upon grounds of plain error or manifest injustice. *Nettles v. Wainwright*, 677 F.2d 404 (5<sup>th</sup> Cir. 1982). *See Stein v. Reynolds Securities, Inc.*, 667 F.2d 33 (11<sup>th</sup> Cir. 1982). *See also Bonner v. City of Prichard*, 661 F.2d 1206 (11<sup>th</sup> Cir. 1981) (en banc).

Done this 17<sup>th</sup> day of June, 2008.

/s/Terry F. Moorer  
TERRY F. MOORER  
UNITED STATES MAGISTRATE JUDGE